

BILL NO. S-73-11- 43

SPECIAL ORDINANCE NO. S- 133-73

AN ORDINANCE approving a certain bid document with ALLEN COUNTY TRACTOR SALES for one (1) utility tractor.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,
INDIANA:

SECTION 1. A certain bid document Reference No. 549 dated November 8, 1973 between the City of Fort Wayne, by and through its Mayor and the Board of Park Commissioners, and ALLEN COUNTY TRACTOR SALES, for

1 - New 1974 Model Utility Tractor - \$2,672.00
as more specifically set forth in said bid document Reference No. 549 and Purchase Order No. 3-20633, which are on file in the office of the Department of Purchasing, and are by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Hingew
Councilman

APPROVED AS TO FORM
AND LEGALITY.

W. J. B. C.
CITY ATTORNEY

Read the first time in full and on motion by Hinga, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on the _____ day of _____, 197____, at _____ o'clock P.M., E.S.T.

Date: 11-27-73

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by Hinga, seconded by Stier, and duly adopted, placed on its passage.

Passed (test) by the following vote:

AYES 9, NAYS 0, ABSTAINED _____, ABSENT _____ to-wit:

BURNS	<input checked="" type="checkbox"/>	_____	_____	_____
HINGA	<input checked="" type="checkbox"/>	_____	_____	_____
KRAUS	<input checked="" type="checkbox"/>	_____	_____	_____
MOSES	<input checked="" type="checkbox"/>	_____	_____	_____
NUCKOLS	<input checked="" type="checkbox"/>	_____	_____	_____
SCHMIDT, D.	<input checked="" type="checkbox"/>	_____	_____	_____
SCHMIDT, V.	<input checked="" type="checkbox"/>	_____	_____	_____
STIER	<input checked="" type="checkbox"/>	_____	_____	_____
TALARICO	<input checked="" type="checkbox"/>	_____	_____	_____

DATE: 12/11/73

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. S-133-73 on the 11th day of December, 1973.

Charles W. Westerman
CITY CLERK

ATTEST: (SEAL)

Winfield C. Wingo Jr.
PRESIDENT OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day of December, 1973, at the hour of 10:00 o'clock A. M., E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 12th day of December, 1973, at the hour of 3:05 o'clock P. M., E.S.T.

John H. Renshaw
MAYOR

Bill No. S-73-11-43

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance
approving a certain bid document with ALLEN COUNTY
TRACTOR SALES for one (1) utility tractor.

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance DO PASS.

William T. Hinga - Chairman

John Nuckols - Vice-Chairman

James S. Stier

Samuel J. Talarico

Paul M. Burns

DATE 12-11-73 CONCURRED IN
CHARLES W. WESTERMAN, CITY CLERK

memo from

Purchasing Department

November 14, 1973

Board of Park Commissioners
8th Floor, City-County Building
One Main St., Fort Wayne, Ind. 46802

Attention: Dennis Noak Subject: Bid No. 549

Attached is a copy of the successful bidder.

Allen County Tractor (P.O. #3-20633)

One (1) 1974 Utility Tractor with trade-in \$2,672.00

Tabulation sheet is attached.



Memorandum

To Dennis Noak, Park Department Date November 8, 1973
From A.T. Demetroff, Director of Purchases
Subject Bid No. 549

COPIES TO:

Attached is the only bid received for One (1)
Utility Tractor.
Please review and return as soon as possible.

11/9/73
*Everything seems to be O.K. He is
furnishing everything we asked for +
a little more in some cases.
W. R. Layton*

House Memorandum

To A. T. Demetroff, Director of Purchases Date November 13, 1973
From Dennis Noak, Asst. Superintendent of Parks *agn*
Subject Bid No. 549

COPIES TO:

R. Hettinger
M. Cayot

Please accept bid from Allen County Tractor for
one 1974 Utility Tractor for \$2,672.00.

RECEIVED
PURCHASING DEPT.
NOV 13 1973 PM
7:18:01 AM 11:12 1:56

COMPUTATION OF BIDS				
ID REF. <u>549</u>	One (1) 1974 Utility Tractor			
LOSING DATE <u>11/8/73</u> Park Department				
Allen County Tractor <i>Off. O.K.</i> <i>Bond</i>	TOTAL \$ <u>3863.00</u> LESS TAX _____ LESS TRADE <u>331.00</u> LESS DISC <u>800.00</u> TOTAL <u>2,672.00</u>	TOTAL \$ _____ LESS TAX _____ LESS TRADE _____ LESS DISC _____ TOTAL _____	TOTAL \$ _____ LESS TAX _____ LESS TRADE _____ LESS DISC _____ TOTAL _____	TOTAL \$ _____ LESS TAX _____ LESS TRADE _____ LESS DISC _____ TOTAL _____
General Tractor Sales	Handwritten notes TOTAL \$ _____ LESS TAX _____ LESS TRADE _____ LESS DISC _____ TOTAL _____	TOTAL \$ _____ LESS TAX _____ LESS TRADE _____ LESS DISC _____ TOTAL _____	TOTAL \$ _____ LESS TAX _____ LESS TRADE _____ LESS DISC _____ TOTAL _____	TOTAL \$ _____ LESS TAX _____ LESS TRADE _____ LESS DISC _____ TOTAL _____
Industrial Tractor	TOTAL \$ <u>No Bid</u> LESS TAX _____ LESS TRADE _____ LESS DISC _____ TOTAL _____	TOTAL \$ _____ LESS TAX _____ LESS TRADE _____ LESS DISC _____ TOTAL _____	TOTAL \$ _____ LESS TAX _____ LESS TRADE _____ LESS DISC _____ TOTAL _____	TOTAL \$ _____ LESS TAX _____ LESS TRADE _____ LESS DISC _____ TOTAL _____
Jon-Mor Equipment	TOTAL \$ <u>No Bid</u> LESS TAX _____ LESS TRADE _____ LESS DISC _____ TOTAL _____	TOTAL \$ _____ LESS TAX _____ LESS TRADE _____ LESS DISC _____ TOTAL _____	TOTAL \$ _____ LESS TAX _____ LESS TRADE _____ LESS DISC _____ TOTAL _____	TOTAL \$ _____ LESS TAX _____ LESS TRADE _____ LESS DISC _____ TOTAL _____
Scherer & Maxfield	TOTAL \$ <u>No Bid</u> LESS TAX _____ LESS TRADE _____ LESS DISC _____ TOTAL _____	TOTAL \$ _____ LESS TAX _____ LESS TRADE _____ LESS DISC _____ TOTAL _____	TOTAL \$ _____ LESS TAX _____ LESS TRADE _____ LESS DISC _____ TOTAL _____	TOTAL \$ _____ LESS TAX _____ LESS TRADE _____ LESS DISC _____ TOTAL _____
	TOTAL \$ _____ LESS TAX _____ LESS TRADE _____ LESS DISC _____ TOTAL _____	TOTAL \$ _____ LESS TAX _____ LESS TRADE _____ LESS DISC _____ TOTAL _____	TOTAL \$ _____ LESS TAX _____ LESS TRADE _____ LESS DISC _____ TOTAL _____	TOTAL \$ _____ LESS TAX _____ LESS TRADE _____ LESS DISC _____ TOTAL _____

CITY OF FORT WAYNE

DEPARTMENT OF PURCHASES

Number One Main St., Ft. Wayne, Ind. 46802

INVITATION

Quotations, subject to the conditions on the reverse hereof, are requested on the following list of materials, supplies, equipment or services, for the department as mentioned, with delivery to destination as shown below. Quotations shall include all charges for delivery, packing, etc. Address your reply as indicated below.*

(Telephone 423-7037)

*Mail all replies and correspondence, etc. to Attn. of A.T. Demetroff

DEPARTMENT OF PURCHASES

Room 470, Number One Main St., Ft. Wayne, Ind. 46802

REQUIRED FOR DELIVERY TO:

Department or Division Board of Park Commissioners
8th Flr., City-County Building
 Address One Main St., Fort Wayne, Indiana 46802

RETURN ORIGINAL TO THE CITY — RETAIN DUPLICATE COPY FOR YOUR FILE

Closing Thursday, November 8, 1973 at 10:30 A.M.
 Time of Bids

TAXES: THE CITY IS EXEMPT FROM FEDERAL EXCISE AND INDIANA STATE SALES TAX. THE CITY'S INDIANA SALES TAX EXEMPTION CERTIFICATE NUMBER IS NO. 24608. PRICES SHOULD NOT INCLUDE THESE TAXES. See "Instructions to Bidders" No. 10 on reverse hereof for details.
TAX EXEMPT (Unless otherwise indicated)

Quantity	Unit	Materials, Supplies, Equipment or Services	Unit Price	Total Amount
1		New 1974 Model Utility Tractor, as per specifications enclosed.		
Trade-in: May be inspected from 1 to 4 p.m. at Lawton Park. Contact Mr. Richard Hettinger, 423-7346.				

P.O. # 3-20633

Bi. Bond required ☐ NO ☒ YES 5% of Bid Performance Bond ☐ NO ☒ YES
 See instruction item No. 16 on reverse side hereof.
 Terms % cash discount if paid within days from delivery and acceptance of goods or completion of services.

PROPOSAL OR BID

In compliance with the above invitation for bids and subject to all conditions thereof, the undersigned offers and agrees, if this bid be accepted within a reasonable time from date of closing, to furnish any or all of the items or render such services upon which prices are quoted, in accordance with the specifications applying and at the price set opposite each item.

Delivery of any or all of the items or completion of services indicated shall be made within days from receipt of order.

IMPORTANT ☒

As delivery may be a decisive factor in the award of an order, it is important that bidders furnish the information requested above.

Sign Here:

ALLEN CONTRACTOR SALES INC

Name of Company Title PRES.Address 4625 SPEEDWAY DR.City State Zip Page 1 of 8Ref. No. 549Date October 25, 1973Date wanted Show Best Delivery

Fund
 Appropriation No. 85-7-722

GENERAL CONDITIONS, INSTRUCTIONS TO BIDDERS AND INFORMATION FOR BIDDERS

1. **Special Conditions:** Special conditions included in the Bid Document shall take precedence over any provisions stipulated hereunder.
2. **Applicable Laws:** The Revised statutes of the State of Indiana, and all City ordinances insofar as they apply to the laws of competitive bidding, contracts, and purchases, are made a part hereof.
3. **Workmen's Compensation:** Insofar as Workmen's Compensation Act is concerned, the bidder or contractor agrees to furnish an official, certificate from the Industrial Board of Indiana, showing that he is in compliance with such law, whenever such certificates are required in the Bid Document.
4. **Infringements and Indemnifications:** The bidder, if awarded an order or contract, agrees to protect, defend, and save the City harmless against any demand for payment for the use of any patented material, process, article, or device that may enter into the manufacture, construction, or form a part of the work covered by either order or contract and be further agree to indemnify and save the City harmless from suits or actions of every nature and description brought against it, for or on account of any injuries or damages received or sustained by a party or parties, by or from any of the acts of the contractor, his servants, or agents.

To this extent the bidder or contractor agrees to furnish adequate Public Liability and Property Damage Insurance, the amount of which will be determined by the City whenever such insurance is deemed necessary. When so required the types and amounts of insurance to be provided is set forth in the Bid Document.

5. **Pricing:** Prices should be stated in units of quantity specified in the Bid Document. In case of discrepancy in computing the amount of the bid the unit prices quoted will govern.
6. **Delivery:** Quotations should include all charges for delivery, packing, crating, containers, etc. Unless otherwise stated by the bidder prices quoted will be considered as being based on delivery to the destination designated in the Bid Document and to include all delivery and packing charges.
7. **Specifications:** Unless otherwise stated by the bidder the proposal will be considered as being in strict accordance with the specifications outlined in the Bid Document.

References to a particular trade name, manufacturer's catalog or model number are made for descriptive purposes to guide the bidder in interpreting the requirements of the City. They should not be construed as excluding proposals on other types of materials, equipment and supplies. However the bidder, if awarded a contract, will be required to furnish the particular item referred to in the specifications or description unless a departure or substitution is clearly noted and described in the proposal.

8. **Samples:** Samples, when requested, must be furnished free of expense to the City and if not destroyed, will upon request be returned at the bidder's expense.
9. **Cash Discounts:** Time in connection with cash discount offered, will be computed from date of delivery and acceptance at final destination or from date properly executed claim voucher is received, if the latter date is later than the date of delivery and acceptance.
10. **Taxes:** The City is generally exempt from Federal Excise and Indiana State Sales Tax. Quotations must be separated to show the amount to be added for taxes of any kind if applicable. Prices should not include tax. The City will pay such taxes as are applicable to this purchase. Exemption forms will be furnished wherever necessary. Taxes wherever indicated and which are applicable to this purchase, will not be subject to any trade or cash discounts.
11. **Bid Informalities and Rejection:** The City reserves the right to waive informalities not inconsistent with law or to reject any or all bids.
12. **Awards:** Unless otherwise specified in the Bid Document the City reserves the right to accept any item in the bid. Unless otherwise stated in the Bid Document bidders may submit proposals on any item or group of items, provided however that the unit prices are shown as requested.
13. **Payments:** Partial payments may be made upon presentation of properly executed claim voucher unless otherwise stated in the Bid Document. The final payment will be made by the City when the materials, supplies or equipment has been fully delivered and accepted or the work completed to the full satisfaction of the City.
14. **Bidder's Signature:** Each proposal form must be signed by the bidder with his usual signature. All signatures should be in full. Bids by partnership should include the names of the partners composing the partnership and must be signed by one or more of the partners in the following manner: "John Jones and James Smith, d.b.a., Smith-Jones Company, by John Jones, a partner". Bids by corporations must be signed with the names of the corporation, followed by the signature and designation of the president, vice-president, or person authorized to bind it in the matter.
15. **The successful bidder, or contractor, agrees that he will comply with Indiana Acts 1961, chapter 208, section 10, being Burns Indiana Statute 40-2216-1964 supplement requiring such bidder, contractor, or his subcontractor not to discriminate with respect to hiring, tenure, terms, conditions, or privileges of employment because of race, color religion, national origin or ancestry.**
16. **Unless otherwise specifically indicated under the individual listing in the legal advertisement or invitation to bid, all bids shall be subject to the following.**

- a) A Bid bond, deposit of cash, certified check or Bank Cashiers Check, in the amount specified, drawn on a solvent bank payable to the City of Fort Wayne or to the contracting division thereof.
- b) The successful bidder will be required to furnish a bond or Certified Check on a solvent bank, payable to the City of Fort Wayne or to the contracting division thereof, in the amount specified in the notice of bids wanted or the invitation to bid, as a guarantee for the faithful performance thereof.

17. **Submission and Receipt of Bids:**
 - a) Proposals, to receive consideration, must be received prior to the specified time of closing as designated in the invitation.
 - b) Bidders must use the Bid Document proposal form furnished by the City as none other will be accepted. Proposal forms must be returned intact. Removal of any part thereof may invalidate the bid.
 - c) Bidders are requested to use the Bid Envelopes if furnished by the City, or other similarly identified envelope to assure proper handling. Envelopes should be sealed when submitted with information on the face of the Bid Envelope to identify the bid, e.g., Bid Reference number and date of closing and City Agency involved.
 - d) Separate proposals must be submitted on each reference number.
 - e) Proposals having any erasures or corrections thereon may be rejected unless explained or noted over the signature of the bidder.

Accepted _____ Date _____ as follows: _____
Board-Commissioner Dept. of Purchasing, etc.
Rejected _____ Date _____ as follows: _____
Board-Commissioner Dept. of Purchasing, etc.

Specifications for one (1) new 1974 model Utility Tractor, including all equipment listed as standard in the manufacturer's printed literature describing the tractor, unless such equipment is superseded by special equipment listed herein:

Base Price: \$ _____

Freight: \$ _____

1. Year	1974.	\$ _____
2. Engine	75 Cubic Inches, Water Cooled	\$ _____
3. P.T.O.	Transmission driven, 22 P.T.O. H.P., 1 3/8" P.T.O. shaft 540 R.P.M.	\$ _____
4. Transmission	8 forward - 2 reverse	\$ _____
5. Steering	Manual	\$ _____
6. Seat	Delux padded	\$ _____
7. Exhaust System	Upright	\$ _____
8. Fenders	Required	\$ _____
9. Electrical system	12 Volt with two(2) headlights one (1) tail light, one (1) rear amber flasher	\$ _____
10. Instruments	Tachometer, generator warning light, oil warning light, temperature gauge	\$ _____
11. Front tires	approved multi rib flotation type, adjustable from 43" to 60"	\$ _____
12. Rear tires	Approved non directional Floatation 13.6 x 16 6 Ply adjustable from 48" to 60"	\$ _____
13. Hydraulic hitch	3 point catagory one with stabilizer bars and drawbar	\$ _____
14. Dry weight	Maximum 2,100 lbs, Minimum 1,900 lbs.	\$ _____
15. Ground clearance	Minimum 12" under front axle	\$ _____
16. Differential	Lock required	\$ _____

SPECIFICATIONS (CONTINUED)

Page 4 of 8

17. Service Manual	Required - two copies	\$ _____
18. Front bumper	Required	\$ _____
19. Cab	Partial cloth	\$ _____
20. Operator protection	Approved ROPS, seat belts, safety act of 1969	\$ _____

All items of optional equipment must be factory installed or have prior approval of Purchaser.

Trade-in: #233 International cub 1959 Serial #11029J \$ 331.⁰⁰

Trade-in may be inspected from 1 to 4 p.m. at Lawton
Park. Contact Mr. Richard Hettinger, 423-7346

TOTAL:	\$ <u>3803.⁰⁰</u>
LESS TAX:	\$ _____
LESS TRADE:	\$ <u>331.⁰⁰</u>
LESS DISCOUNT:	\$ <u>800.⁰⁰</u>
NET TOTAL:	\$ <u>2672.⁰⁰</u>

Alternate #1

Factory approved hydraulic front blade operated from tractor hydraulic system.

ADD: \$ 385.⁰⁰

SPECIFICATIONS QUESTIONNAIRE

Bidders Proposal - To Be Completed
By the Bidder

1. Year: 1974
2. Engine: 77.7 CU. IN. WATER COOLED DIESEL
3. P.T.O.: 23 PTO HP.
4. Transmission: 9 FORWARD GEARS 3 REVERSE GEARS
5. Steering: MANUAL
6. Seat: DELUXE PADDED
7. Exhaust System: UPRIGHT
8. Fenders: INSTALLED W/SAFETY HANDLES
9. Electrical System: 12 VOLT W/HORN LIGHTS - TAIL - FLASHER
10. Instruments: TACH. - WARNING LIGHTS - REHP GUAGE
11. Front Tires: 20X500-10 TURF TREAD
12. Rear Tires: 13.6X16 6PLY TURF TREAD.
13. Hydraulic Hitch: 3 POINT STANDARD CATEGORY I W/STA BARS.
14. Dry Weight: 2100#
15. Ground Clearance: 14"
16. Differential: LOCK TYPE
17. Service Manual: FURNISHED
18. Front Bumper: "
19. Cab: "
20. Operator Protection: APPROVED ROPS. W/SEAT BELT.

NON-COLLUSION AFFIDAVITSTATE OF INDIANA, }
ALLEN COUNTY } SS:

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting, nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale or contract.

D. B. HOBROCK
D. B. Hobrock PRES.
Bidder or Agent
For ALLEN CO TRACTOR SALES INC.
Firm or Corporation

Subscribed and sworn to before me this 2nd day of NOVEMBER, 1973
My Commission Expires

6-27-74

Brady J. Van Gorder

REQUEST FOR PUBLICATION

News	
Sentinel	X
Journal	
Gazette	X
Other	

DATE October 25, 1973

Kindly publish the following advertisement on the dates as shown and issue invoice to *

* Department Board of Park Commissioners
8th Flr., City-County Bldg.
Address One Main St., Ft. Wayne, Ind. 46802

Department of Purchases
City of Fort Wayne

By *A. T. Demetroff*

BIDS WANTED - REFERENCE NO. 549

Sealed Proposals will be received by the City of Fort Wayne at the Office of Department of Purchases, Number One Main Street, Room 470, Fort Wayne, Indiana, until 10:30 A.M., Thursday, November 8, 1973 for the following items:

One (1) Utility Tractor

Bid Forms, specifications, etc., may be obtained upon application at the office and address given above.

A Bid Bond or Certified Check in the amount of \$ 5% of Bid must be submitted with the bid.

Department of Purchases
City of Fort Wayne
By A.T. Demetroff
Director of Purchases

INSERT 1st RUN

REPEAT 2nd RUN

Type of Advertising Required

October 29, 1973

November 5, 1973

LEGAL NOTICE

X

PROPOSAL AND BID SURETY FORM

PROPOSAL:

In compliance with the foregoing invitation to bid and subject to all of the conditions thereof the undersigned offers and agrees, if this bid is accepted within a reasonable time from date of opening of bids, to enter into a contract in accordance with the prices stated herein.

The Legal Advertisement, General Conditions, Instructions to Bidders, Information for Bidders, Special Conditions, Specifications, and Plans applying form a part of this proposal.

This proposal is supported by the following bid surety as required by law and signatures affixed thereto constitute both a proposal and bid surety executed by the bidder.

BID SURETY (REQUIRED BY LAW):

BOND FORM: (USE THIS BOND FORM—NO ALTERNATE FORM OF BOND WILL BE CONSIDERED).

KNOW ALL MEN BY THESE PRESENTS, THAT we, the undersigned, are held and firmly bound unto the City of Fort Wayne, State of Indiana, in the sum of Five Percent (5%) of Total Price Bid

..... Dollars, to be paid on demand to said City of Fort Wayne, its successors and assigns for which payment well and truly to be made, we hereby bind ourselves, our heirs, successors, executors, and administrators, jointly and severally firmly by these presents.

The condition of this obligation is such that if the bid or proposal attached hereto and made a part hereof and submitted to the within named division of the City of Fort Wayne or its duly constituted agent, is accepted and a contract awarded to the undersigned bidder and the said bidder shall within ten (10) days after notice of said award enter into a contract with the said City of Fort Wayne, State of Indiana, and shall secure the performance of the same by bond or otherwise as may be required to the satisfaction of the City of Fort Wayne, Indiana then this obligation shall be null and void; otherwise to be in full force and effect.

BID CHECK (ALTERNATE FORM OF SURETY):

Certified ☐

Cashiers ☐ Check No. in the sum of

..... Dollars

OR Bank

of is herewith submitted and deposited in lieu of bond under the same terms and conditions as set forth in the above bond. Note: If Check is used as Bid Surety—Attach here.

SIGNATURES (BID SURETY AND PROPOSAL):

Witnessed by:

OTHER PARTIES INTERESTED IN THIS PROPOSAL

(See 14—Signatures under General Conditions, etc.)

List all Parties if Partnership

BIDDER
AND
PRINCIPAL

ALLEN COUNTY TRACTOR SALES, INC.

Name of Bidder—Print or Type

By AS Haborch
Signature of Person Authorized to Sign

Title PRES

4625 Speedway Drive

Street Name and Number

Fort Wayne, Indiana

City, State and Zip Code

Date November 8, 1973

Witnessed by:

YASTE, ZENT & RYE, INC.

Authorized Agents

SURETY

By William C. Zwick

RELIANCE INSURANCE COMPANY

Name of Company—Print or Type

Incorporated Pennsylvania

Address Philadelphia, Pa.

By James J. Hill
Attorney-in-Fact

RELiance INSURANCE COMPANY

HEAD OFFICE, PHILADELPHIA, PENNSYLVANIA

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, That the RELIANCE INSURANCE COMPANY, a corporation duly organized under the laws of the State of Pennsylvania, does hereby make, constitute and appoint C. H. Yaste, Arthur C. Frericks, Donald T. Belbutowski, Fred S. Rye, Gerald A. Dahle, Leonard Shirley, Josephine E. Stackhouse and Lane I. Grile, individually, of Fort Wayne, Indiana, its true and lawful Attorney-in-fact, to make execute, seal and deliver for and on its behalf, and as its act and deed any and all bonds and undertakings of Suretyship.

and to bind the RELIANCE INSURANCE COMPANY thereby as fully and to the same extent as if such bonds and undertakings and other writings obligatory in the nature thereof were signed by an Executive Officer of the RELIANCE INSURANCE COMPANY and sealed and attested by one other of such officers, and hereby ratifies and confirms all that its said Attorney(s)-in-fact may do in pursuance hereof.

This Power of Attorney is granted under and by authority of Article VII of the By-Laws of RELIANCE INSURANCE COMPANY which became effective May 11, 1962, which provisions are now in full force and effect, reading as follows:

ARTICLE VII - Execution of Bonds and Undertakings

SECTION 1. The Board of Directors, the President, or any Vice-President or Assistant Vice-President shall have power and authority to: (a) appoint Attorneys-in-fact and to authorize them to execute on behalf of the Company, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof, and (b) to remove any such Attorney-in-fact at any time and revoke the power and authority given to him.

SECTION 2. Attorneys-in-fact shall have power and authority, subject to the terms and limitations of the power of attorney issued to them, to execute and deliver on behalf of the Company, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof. The corporate seal is not necessary for the validity of any bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof.

This power of attorney is signed and sealed by facsimile under and by authority of the following Resolution adopted by the Board of Directors of RELIANCE INSURANCE COMPANY at a meeting held on the 8th day of May, 1959, at which a quorum was present, and said Resolution has not been amended or repealed:

"Resolved, that the signatures of such directors and officers and the seal of the Company may be affixed to any such power of attorney or any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached."

IN WITNESS WHEREOF, the RELIANCE INSURANCE COMPANY has caused these presents to be signed by its Vice-President, and its corporate seal to be hereunto affixed, this 21 day of March, 1973

RELIANCE INSURANCE COMPANY



J. H. McDermott
Vice-President

STATE OF Pennsylvania } ss.
COUNTY OF Philadelphia }

On this 21 day of March, 1973, personally appeared J. H. McDermott

he executed and attested the foregoing instrument and affixed the seal of said corporation thereto, and that Article VII Section 1 and 2 of the By-Laws of said Company, set forth therein, is still in full force.

My Commission Expires:

April 26, 1976



Mercile Stillberger
Notary Public in and for State of Pennsylvania

Residing at Philadelphia

I, E. Clyde Wilber, Assistant Secretary of the RELIANCE INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by said RELIANCE INSURANCE COMPANY, which is still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Company this 8 day of November, 1973



E. Clyde Wilber
Assistant Secretary

DIGEST SHEET

A 73-11-43

TITLE OF ORDINANCE _____

DEPARTMENT REQUESTING ORDINANCE Park Department

SYNOPSIS OF ORDINANCE An ordinance approving a certain bid document
with Allen County Tractor Sales for furnishing a utility tractor to
the Park Department.

This bid was the lowest and best of those received meeting
specifications.

EFFECT OF PASSAGE Enables Department to replace a fourteen year old
tractor which is too small to do the job required and in need of
extensive repair.

EFFECT OF NON-PASSAGE Department could not replace this tractor,
the oldest one in the Department. It would be uneconomical to repair
it and would not perform the job now required even if repaired.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) \$2,672.00

ASSIGNED TO COMMITTEE (J.N.)

FW

WCL